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PROSKAUER ROSE LLP

November 20, 2007



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By Hand

Honorable Kevin N. Fox
United States Magistrate Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St., Room 540
New York, New York 10007

MEMO ENDORSED

IT IS ORDERED that counsel to whom this Memo Endorsement is sent is responsible for faxing or otherwise delivering promptly a copy to all counsel and unrepresented parties and filing a certificate of such service within 5 days from the date hereof. Do not file such certification to Chambers.

Re: Fisher v. Building Services 32BJ Health Fund, 07 civ. 5699 (LTS)(KNF)

Dear Judge Fox:

We are writing in response to the Court's Order dated October 22, 2007. Building Services 32BJ Health Fund respectfully requests an extension of thirty days in the time allowed to finalize a settlement, from Wednesday, November 21, 2007 to Friday, December 21, 2007.

Thank you.

Sincerely,

Barry E. Warner

The provisions of the October 22, 2007 Order of discontinuance are extended through December 17, 2007.

SO ORDERED.

LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE
11/27/07

cc: Fred Fisher, DDS, *Pro Se* (by facsimile)

faxed
Copies mailed to Diffs Counsel
Chambers of Judge Swain 11-28-07